



Legislative and Regulatory Affairs Office Status Report of Priority Bills

**State Legislation
1997/98 Session**

**Federal Legislation
105th Congress**

May 6, 1997

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**Status of Priority Bills
May 6, 1997**

Assembly Bills

Bill No: **AB 84 (Woods) Sponsor: California Rice Industry Association & Rice Producers Association**
Subject: **State Contracts: Recycled Products Preferences**
Intro: Would include fibrous residues from agricultural cropping activities within the definition of
12/23/96 "secondary materials" for minimum recycled-content standards for State agency printing
Amended: and writing paper procurement.
3/10/97
Status: Set to be heard before the Assembly Appropriations Committee on 4/2/97; hearing put over.
LPEC Position: 4/21/97 - Support if Amended (2-1)
CIWMB Position: 4/24/97 - Support if Amended (5-1).

Bill No: **AB 107 (Ducheny) Sponsor: Assembly Budget Committee**
Subject: **1997-98 Budget**
Intro: Would make appropriations for support of State government for the 1997-98 fiscal year.
1/9/97 Urgency Measure.
Status: Referred to the Assembly Budget Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 117 (Escutia) Sponsor: Author**
Subject: **Solid Waste: Demolition and Construction**
Intro: Would prohibit the operation of a solid waste facility or operation that handles demolition
1/13/97 and construction debris, except as authorized by the act and tiered regulations that the
Amended: CIWMB would be required to adopt. by October 1, 1998. The CIWMB regulations would
4/8/97 establish conditions for the operation of solid waste facilities and operations that handle
demolition and construction debris, but excluding surface mining operations.
Status: Referred to the Assembly Appropriations Committee.
LPEC Position: 4/21/97 - Forward to Board Without Recommendation (3-0)
CIWMB Position: 4/24/97 - Pulled from Board Agenda.

Bill No: **AB 170 (Papan) Sponsor: Citicorp**
Subject: **Claims Against the State**
Intro: Would specify that interest penalty fee provisions in contracts may not be waived, altered,
1/28/97 or limited by a State agency or the person or business contracting with the State agency.
Amended: Would require that in order to avoid late payment penalties State agencies shall pay
4/2/97 promptly submitted, undisputed invoices within 45 days and would specify procedures and
exclusions relating to that requirement (this section will become operative only if SB 1132 is
enacted).
Status: Passes the Assembly Floor (78-0) on 4/24/97; referred to the Senate Rules Committee for
policy committee assignment.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 175 (Torlakson) Sponsor: Author**
Subject: **Environmental Quality**
Intro: Among other things, would include projects involving transit-oriented mixed-use
1/28/97 development, as defined, and projects having specified rights to development under the
Amended: California Environmental Quality Act (CEQA) provisions and would require an
4/14/97 environmental impact report to set forth significant cumulative impacts of a proposed
project.
Status: Set to be heard before the Assembly Natural Resources Committee on 4/21/97; taken off
Calendar.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 179 (Bowen) Sponsor: Author**
Subject: **Public Records**
Intro: Would provide that public records that are in an electronic format shall, unless prohibited by
1/30/97 law, be made available in any electronic format in which it holds the information when
Amended: requested by a member of the public and that direct costs of duplicating public records shall
4/28/97 include the costs associated with duplicating electronic records. Would prohibit public
access to Department of Motor Vehicles records.
Status: Set to be heard before the Assembly Appropriations Committee on 5/14/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 206 (Hertzberg) Sponsor: Author**
Subject: **Citizen Complaint Act of 1997**
Intro: Would require each State agency, including the California State University, to make
2/4/97 available on its Internet web site, on or before July 1, 1998, or within 6 months of the
Amended: establishment of such a site, whichever is later, a form in plain language through which
4/17/97 residents of the State can register complaints relating to the performance of a State agency.
Status: Set to be heard before the Assembly Appropriations Committee on 5/7/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 228 (Midgen) Sponsor: Californians Against Waste**
Subject: **Newsprint: Recycled Content: State Agencies**
Intro: Would include the Office of State Printing (OSP) in the Department of General Services
2/5/97 (DGS) and any other State agency determined by the California Integrated Waste
Amended: Management Board (CIWMB) to conduct any printing or publishing operation within the
3/31/97 definition of "consumer of newsprint," for purposes of the recycled-content newsprint
program administered by the CIWMB. Additionally the bill would include legislative intent
that all State agencies, including the OSP, are subject to the recycled-content newsprint
requirements and should do everything possible to achieve and exceed those
requirements.
Status: Set to be heard before the Assembly Appropriations Committee on 4/2/97; hearing put over.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 306 (Kaloogian) Sponsor: *Intelligen, Inc.***
Subject: **Public Utilities: Electrical Restructuring**
Intro: Would include microcogeneration as one of the described changes in usage for the
2/14/97 uneconomic costs applied to each customer based on the amount of electricity purchased by the customer from an electrical corporation or alternate supplier of electricity, subject to changes in usage occurring in the normal course of business.
Status: Referred to Assembly Utilities and Commerce Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 362 (Bowen) Sponsor: *Author***
Subject: **Environmental Advertising**
Intro: Would make it unlawful for a person to represent that a consumer good, as defined, which it
2/19/97 manufactures or distributes, is ozone friendly, biodegradable, or meets specified marketing
Amended: claims, unless the article meets specified definitions established in the trade rules adopted
4/15/97 by the Federal Trade Commission. Bill would become operative on July 1, 1998.
Status: Set to be heard before the Assembly Appropriations Committee on 5/7/97.
LPEC Position: 4/21/97 - Support With Amendments (2-1)
CIWMB Position: 4/24/97 - No Position (PRC § 40410)

Bill No: **AB 375 (Firestone) Sponsor: *Author***
Subject: **Solid Waste: Tires: Tire Wholesalers: Tire Recyclers**
Intro: Would require an amount equal to 50 cents to be paid by each tire wholesaler for every new
2/19/97 tire that is sold, used, or transferred in California; and would establish a tire recycling
Amended: reimbursement program until June 30, 2002. Would require all State agencies to give a
5/5/97 purchase preference to asphalt pavement containing recycled rubber, and would prescribe minimum combined State agency utilization requirements for asphalt pavement containing recycled rubber. Would require the CIWMB, as part of its annual budget request, to allocate funds requested for grants, loans, and contracts under the tire recycling program.
Status: Passed the Assembly Natural Resources Committee (7-0) on 4/21/97; referred to the Assembly Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 376 (Baca) Sponsor: *Author***
Subject: **Public Contracts**
Intro: Would require specified contracts that exceed a certain sum awarded by the State of
2/19/97 California or any State agency be awarded through a publicized competitive bidding
Amended: process to the lowest qualified bidder.
5/5/97
Status: Passed the Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee (7-3) on 4/22/97; referred to the Assembly Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No. **AB 453 (Kuykendall) Sponsor: Business Properties Assn.**
Subject: **Public Works: Prevailing Wages**
Intro: Would make the current requirement relating to the payment of prevailing specified wages to
2/24/97 all workers employed on public works projects applicable to public works projects greater than \$100,000.
Status: Referred to the Assembly Labor and Employment Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No. **AB 475 (Pringle) Sponsor: California Chamber of Commerce**
Subject: **Office of Permit Assistance: Reports**
Intro: Would require, commencing with the first quarter of calendar year 1999, Cal/EPA, the
2/24/97 Resources Agency and the State Board of Equalization to submit to the Office of Permit
Amended: Assistance an annual report of the total dollar amount of fees or charges collected or
5/5/97 assessed by each of those agencies and subdivisions thereof.
Status: Passed the Assembly Consumer Protection, Governmental Efficiency and Economic
Development Committee (10-1) on 4/22/97; referred to the Assembly Appropriations
Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No. **AB 529 (Baldwin) Sponsor: Author**
Subject: **State Funds**
Intro: Would provide that specified Budget Act revenues shall be deposited in the General Fund
2/24/97 and not be expended unless the Legislature authorizes the expenditure.
Amended:
5/5/97
Status: Passed the Assembly Consumer Protection, Governmental Efficiency and Economic
Development Committee (7-5) on 4/22/97; referred to the Assembly Appropriations
Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No. **AB 705 (Strom-Martin) Sponsor: Californians Against Waste**
Subject: **State and Local Recycling**
Intro: Would require State government agencies to develop an integrated waste management
2/26/97 program similar to those required to be adopted by local government agencies. It would also
Amended: include building and construction materials, outdoor furniture, and landscaping materials
4/2/97 within the definition of recycled products for purposes of procurement requirements by the
Legislature and State agencies, and contractor certification of materials for State jobs. In
addition, it would also reenact provisions of law which required all State agencies to
purchase certain recycled products if they meet quality and cost considerations.
Status: Set to be heard before the Assembly Appropriations Committee on 5/7/97.
LPEC Position: 4/21/97 - Support, If Amended (2-1)
CIWMB Position: 4/24/97 - No Position (PRC § 40410)

Bill No: **AB 733 (Washington) Sponsor: California State Bar**
Subject: **Hazardous Materials: Hazardous and Solid Waste: Public Education**
Intro: Would require the Director of Department of Toxic Substances Control (DTSC) to develop for
2/26/97 grades K-8 a public education program, providing curricula on hazardous materials and hazardous and solid waste facilities, and a statewide public education campaign to meet those objectives.
Status: Set to be heard before the Assembly Environmental Safety and Toxic Materials Committee on 4/15/97; hearing put over.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 775 (Martinez) Sponsor: Author**
Subject: **Public Agencies: State and Local Funds**
Intro: Among other things, would require a public agency, upon a court determination that it
2/26/97 knowingly violated a State law or local ordinance relating to sexual discrimination, to return
Amended: any State or local funds that it has received but not yet expended and would provide that the
4/16/97 public agency is ineligible to receive additional State or local funds until it is in compliance with the State law or local ordinance.
Status: Failed passage before the Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee (3-0) on 4/22/97; reconsideration granted.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 847 (Wayne) Sponsor: Appliance Recycling Centers of America**
Subject: **Hazardous Materials and Waste: Major Appliances**
Intro: Would prohibit any person from crushing, for purposes of transportation or transfer to a baler
2/27/97 or shredder, for recycling any major appliance, until all hazardous materials and hazardous
Amended: wastes have been removed from the appliance. Additionally, it would require all hazardous
3/31/97 materials and hazardous waste removed from major appliances to be managed in compliance with the hazardous waste control laws.
Status: Passed the Assembly Appropriations Committee (11-5) on 4/9/97; referred to the Assembly Floor for vote.
LPEC Position: 4/21/97 - Neutral (3-0)
CIWMB Position: 4/24/97 - Neutral (6-0)

Bill No: **AB 964 (Bowen) Sponsor: Author**
Subject: **Solid Waste Landfills: Alternative Daily Cover**
Intro: Would require any local agency using green waste as alternative daily cover to meet its
2/27/98 source reduction goals to also have in place a green waste collection, composting, or
Amended: marketing program that makes the material available to residential, commercial, and
4/16/97 government users. Would require the CIWMB, when reviewing a source reduction and recycling element, to make an affirmative finding as to whether the local agency relies on the use of alternative daily cover to meet its source reduction goals and to include this information in its annual progress report to the Legislature.
Status: Failed passage before the Assembly Natural Resources Committee (6-7) on 4/14/97; reconsideration granted; set to be heard before the Assembly Natural Resources Committee on 4/21/97; failed passage (6-7); held in Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 968 (Knox) Sponsor: Author**
Subject: **Air Pollution: Fine Particles: Monitoring Program**
Intro: Would require the ARB to conduct an expanded and revised program of monitoring airborne
2/27/97 fine particles smaller than 2.5 microns, in diameter (PM 2.5) and report annually to the
Amended: Legislature on the results of the program.
4/21/97
Status: Set to be heard before the Assembly Appropriations Committee on 5/14/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1055 (Villaraigosa) Sponsor: Unknown**
Subject: **Recyclable Materials: Playground Equipment**
Intro: Would declare legislative intent that the CIWMB, in consultation with the DOC, the State
2/27/97 Department of Education (SDE), the Department of Health Services, the League of California
Amended: Cities, the California State Association of Counties and other appropriate entities, develop a
5/5/97 program to promote the use of recycled materials in playground design, construction, and
installation, and provide grants to local agencies to replace or improve playground facilities
through the use of recycled materials.
Status: Set to be heard before the Assembly Natural Resources Committee on 4/14/97; hearing put
over.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1097 (Brown) Sponsor: Assembly Governmental Organization Committee**
Subject: **Open Meetings**
Intro: Would delete the repeal date of the law that authorizes a State body to hold an open or
2/27/97 closed meeting by teleconference.
Status: Passed the Assembly Governmental Organization Committee (12-0) on 5/5/97; referred to
the Assembly Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1111 (Martinez) Sponsor: Author.**
Subject: **Bid Announcements: Criteria and Specifications**
Intro: Would required a public entity, in awarding a contract pursuant to a public bidding process,
2/27/97 to accept the lowest responsible bid that most closely follows the criteria or specifications, or
both, contained within the announcement for bids, or reject all bids and initiate a new
announcement, containing new criteria or specifications, or both, and a new bidding process.
Status: Referred to the Assembly Consumer Protection, Governmental Efficiency and Economic
Development Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1157 (Wayne) Sponsor: Author**
Subject: **Hazardous Waste: Variance**
Intro: Would require the DTSC to issue a public notice not less than 30 days immediately
2/28/97 preceding the date of the proposed granting a hazardous waste variance, unless the
Amended: issuance of the variance is immediately required to protect human health or the environment.
4/24/97
Status: Passed the Assembly Floor (51-23) on 5/5/97; referred to the Senate Rules Committee for
policy committee assignment.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1169 (Shelley) Sponsor: Mountain Lion Foundation**
Subject: **Environmental and Resource Agencies: Posting of Electronic Mail**
Intro: Would require State environmental and resource agencies to post on the Internet specified
2/28/97 information regarding meetings, and continue to maintain paper copies of such information.
Amended:
4/23/97:
Status: Passed the Assembly Governmental Organization Committee (12-3) on 4/21/97; referred to
the Assembly Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1170 (Kaloogian) Sponsor: Author**
Subject: **State Regulatory Agencies Created by Statutes: Review**
Intro: Would require the Bureau of State Audits to conduct a performance audit of each State
2/28/97 regulatory agency, with specified exceptions.
Amended:
5/1/97
Status: Passed the Assembly Consumer Protection, Governmental Efficiency and Economic
Development Committee (7-0) on 4/22/97; referred to the Assembly Appropriations
Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1179 (Woods) Sponsor: California Biomass Energy Alliance**
Subject: **Watershed Rehabilitation and Restoration: Statewide**
Intro: Would provide \$250,000 to the Department of Forestry to more fully develop the delineation
2/28/97 of the societal benefits, expected water yield increases and the role of biomass powerplants
Amended: in watershed rehabilitation/vegetation management projects.
5/5/97
Status: Referred to the Assembly Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1195 (Torlakson) Sponsor: Author**
Subject: **Hazardous Substances: Liability**
Intro: Would require a statement of the reasons for allocating responsibility to each respective
2/28/97 potentially responsible party, and an analysis of that allocation, including, but not limited to,
Amended: specified factors pertaining to the amount of hazardous substance for which the potentially
4/21/97 responsible party may be responsible, the degree of the toxicity of the hazardous substance,
the degree of involvement of the potential responsible party, and the potentially responsible
party's degree of care and cooperation with government officials.
Status: Passed the Assembly Environmental Safety and Toxic Materials Committee (5-0) on
4/15/97; referred to the Assembly Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1273 (Woods) Sponsor: CIWMB**
Subject: **Solid Waste Management**
Intro: Would make a number of technical, definitional, and code clean-up provisions regarding
2/28/97 solid waste management.
Status: Referred to the Assembly Natural Resources Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1383 (Aroner) Sponsor: Author**
Subject: **Private Activity Bonds**
Intro: Would require the California Debt Limit Allocation Committee to allocate at least 85 percent
2/28/97 of the State's ceiling on private activity bonds to housing bonds and not more than 10
Amended: percent of the State's ceiling to exempt facility bonds. Would authorize the Committee to
4/21/97 reallocate unused portions of the housing bond allocation to other bonds, including exempt
facility bonds.
Status: Set to be heard before the Assembly Banking and Finance Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1393 (Alquist) Sponsor: State Controller's Office**
Subject: **State and Local Government: Performance Audits**
Intro: Would require each State agency to complete a performance audit within two years of the
2/28/97 effective date of the bill.
Amended:
5/1/97
Status: Passed the Assembly Consumer Protection, Governmental Efficiency and Economic
Development Committee (12-0) on 4/22/97; referred to the Assembly Appropriations
Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1409 (Baugh) Sponsor: Caltrans**
Subject: **Governmental Tort Liability**
Intro: Would revise the definition of dangerous condition for the purposes of governmental tort
2/28/97 liability to apply to a condition of property that creates substantial risk of injury when that property or adjacent property is used with due care by all persons necessary for that risk of injury to occur and in a manner in which it is reasonably foreseeable that it will be used.
Status: Set to be heard before the Assembly Judiciary Committee on 5/14/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1497 (Brown) Sponsor: Author**
Subject: **State Agencies: Performance**
Intro: Would extend the date of a specified plan, devised by the Department of Finance (DOF), for
2/28/97 conducting performance reviews in conjunction with State agencies, departments offices, and commissions, to March 1, 1998.
Status: Referred to the Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1512 (Shelley) Sponsor: Californians Against Waste**
Subject: **Beverage Containers: Recycling: Beverages**
Intro: Would require the Department of Conservation (DOC) to deposit specified revenue received
2/28/97 resulting from the inclusion of new defined beverages into the Beverage Container Refund
Amended: Account.
5/5/97
Status: Passed the Assembly Natural Resources Committee (7-4) on 4/21/97; referred to the Assembly Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **AB 1513 (Cardoza) Sponsor: Thermo-Eco-Teck**
Subject: **Income and Bank and Corporation Taxes: Credit: Agricultural**
Intro: Would provide a specified tax credit in an amount equal to \$30 per ton of agricultural
2/28/97 prunings that are delivered without charge to a biomass conversion facility.
Amended:
5/1/97
Status: Set to be heard before the Assembly Revenue and Taxation Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Senate Bills

Bill No: **SB 2 (Thompson) Sponsor: Author**
Subject: **Parks and Resources Improvement: Bond Act**
Intro: Would enact the Parks and Resources Improvement Bond Act of 1998 which would be
Amended: submitted to voters at the General Election on November 3, 1998. The bill would authorize
5/1/97 the issuance of bonds in the amount of \$495,500,000 for the purpose of financing a
program for the rehabilitation and enhancement of park, recreation, cultural, historical, fish
and wildlife, lake riparian, reservoir, delta, river, and coastal resources. The bill would
express legislative intent that every State and local government agency who is a recipient of
funds from the bonds give full consideration to the use of recycled and reusable products
whenever possible in carrying out the activities enumerated in the bill.
Status: Referred to the Senate Appropriations Committee Suspense File on 4/7/97.
LPEC Position: 4/21/97 - Support, With Amendments (2-1).
CIWMB Position: 4/24/97 - No Position (PRC § 40410).

Bill No: **SB 58 (Ayala) Sponsor: Author**
Subject: **State Agencies Legislation**
Intro: Would require every State agency that may be significantly affected by a bill to prepare an
12/6/96 analysis of the bill and deliver that analysis to the bill's author and each policy committee
set to hear that bill no later than seven calendar days prior to the first hearing in that
committee.
Status: Referred to the Senate Governmental Organization Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 74 (Kopp) Sponsor: California Newspaper Publishers Association**
Subject: **Records**
Intro: Would provide for public inspection of public records and copying all forms. SB 74 would
12/12/96 further require public agencies to ensure that systems used to collect and hold public
Amended: records be designed to ensure ease of public access. In the event that an agency decides
2/24/97 to withhold a record, or if the withholding is based on the "public interest" as defined, SB 74
would require the agency to state the public interest in disclosure and public interest in
nondisclosure.
Status: Set to be heard before the Senate Appropriations Committee on 4/7/97; hearing put over to
5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 90 (Sher) Sponsor: Author**
Subject: **Energy Resources: Renewable Energy Resources: Funding**
Intro: Would state the intention of the Legislature to appropriate, in the Budget Act, a sum of funds
12/18/96 received by the State Energy Resources Conservation and Development Commission from
Amended: the Energy Resources Program Account in the General Fund, to be used for projects
4/21/97 designed to promote the development of renewable resources technologies. This bill
becomes operative only if SB 116 is enacted and takes effect on or before January 1, 1998.
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 95 (Ayala) Sponsor: Author**
Subject: **Open Meetings**
Intro: Among other things, would provide State bodies may hold open and closed meetings by
12/19/96 teleconference until 1/1/2001; and would include provisions relating to taping meetings,
Amended: meeting agendas and notices, accessibility to disabled persons, etc.
4/9/97
Status: Passed the Senate Appropriations Committee (28.8 Calendar) on 5/5/97; referred to the
Senate Floor for vote.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 105 (Ayala) Sponsor: Author**
Subject: **Water Quality: Notification**
Intro: Would require the Office of Emergency Services to notify the local health officer and
12/24/96 administrator of environmental health of any hazardous substance or sewage discharged
Amended: into the waters of California. Would require the local health officials to notify the public of the
4/15/97 discharge.
Status: Passed the Senate Appropriations Committee (28.8 Calendar) on 5/5/97; referred to the
Senate Floor for vote.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 116 (Peace) Sponsor: Author**
Subject: **Personal Income and Bank and Corporation Taxes: Credits: Solar**
Intro: Among other things, would authorizes a tax credit against specified taxes related to the solar
1/6/97 energy system.
Amended:
5/5/97
Status: Referred to the Senate Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 130 (Thompson) Sponsor: Senate Budget Committee**
Subject: **1997-98 Budget**
Intro: Would make an appropriation for support of State government for the 1997-98 fiscal year.
1/9/97 Urgency Measure.
Status: Referred to Senate Budget and Fiscal Review Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 179 (Hughes) Sponsor: Glass Packaging Institute**
Subject: **Processing Fees**
Intro: Would make nonsubstantive technical changes in California Beverage Container Recycling
1/22/97 and Litter Reduction Act provisions relating to imposition of processing fees.
Amended:
3/5/97
Status: Referred to the Senate Natural Resources and Wildlife Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 209 (Kopp) Sponsor: California Law Revision Commission**
Subject: **Judicial Review: Governmental Agency Actions**
Intro: Would repeal and add provisions relating to governing judicial review of decisions of State agencies, local agencies, public corporations, and specified nongovernmental entities
1/28/97
Amended: (hospital boards, etc.).
4/16/97
Status: Set to be heard before the Senate Judiciary Committee on 4/22/97; held in committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 216 (Brulte) Sponsor: Author**
Subject: **Public Utilities: Electrical Restructuring**
Intro: Would make technical changes in provisions relating to the restructuring of the electrical services industry.
1/29/97
Status: Set to be heard before the Senate Energy, Utilities and Communications Committee on 5/13/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 252 (Kelley) Sponsor: Regional Council of Rural Counties**
Subject: **Public Utilities: Electrical Restructuring**
Intro: Would require the Energy Resources Conservation and Development Commission to submit a report to the Regional Council of Rural Counties, and to the Chairs of the Senate
2/4/97
Amended: Energy, Utilities and Communications Committee and the Assembly Utilities and Commerce
4/3/97
Committee, by September 1, 1998, on recommendations for legislation relating to aggregation of electrical purchases by small rural counties.
Status: Passed the Senate Floor (37-0) on 5/1/97; referred to the Assembly Rules Committee for policy committee assignment.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 261 (Kopp) Sponsor: California Law Revision Commission**
Subject: **Judicial Review: Government Agency Actions**
Intro: Would make judicial review of specified State agency and local agency actions subject to
2/5/97
the provisions being added by SB 209 (becomes operative only if SB 209 is enacted into
Amended: law).
4/2/97
Status: Set to be heard before the Senate Judiciary Committee on 4/22/97; held in committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 320 (Senate Housing and Land Use Committee) Sponsor: Committee**
Subject: **Housing and Land Use Omnibus Act of 1997**
Intro: Would combine several minor statutory changes relating to housing, land use, and related
2/11/97
topics into a single measure. Would include legislative intent regarding straw-bale
Amended: guidelines.
4/3/97
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Status of Priority Bills

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Bill No: **SB 412 (Peace) Sponsor: Author**
Subject: **State Contracts: Conflict of Interest**
Intro: Would declare the provisions of the State Contract Act relating to conflict of interest by
2/18/97 specified individuals or entities shall be expanded to encompass those that bid on or are
Amended: awarded electronic data processing and telecommunications goods and services contracts.
5/5/97 Urgency Measure.
Status: Passed the Senate Governmental Organization Committee (6-0) on 4/22/97; referred to the
Senate Appropriations Committee; .
LPEC Position: None at this time
CIWMB Position: None at this time.

Bill No: **SB 423 (Hurt) Sponsor: Author**
Subject: **Environmental Audit Reports: Privilege: Voluntary**
Intro: Would enact the Environmental Audit Privilege and Voluntary Noncompliance Disclosure Act
2/18/97 of 1997.
Status: Failed passage before the Senate Environmental Quality Committee (3-6) on 4/21/97;
reconsideration granted.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 424 (Hurt) Sponsor: Author**
Subject: **Environmental Quality**
Intro: Would require an environmental impact report only on projects that are likely to have a
2/18/97 significant effect on the environment.
Status: Set to be heard before the Senate Environmental Quality Committee on 4/21/97; taken off
Calendar.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 436 (Sher) Sponsor: Author**
Subject: **Solid Waste: Beverage Containers**
Intro: Would require the CIWMB, in consultation with the Department of Conservation (DOC), to
2/18/97 submit to the Legislature a report identifying any duplication or overlap between CIWMB and
DOC programs pertaining to public information and education, local government review and
assistance, and recycled materials market development. Urgency Measure.
Status: Passed the Senate Environmental Quality Committee (9-0) on 5/5/97; referred to the Senate
Appropriations Committee.
LPEC Position: 4/21/97 - Held in Committee (3-0)
CIWMB Position: None at this time.

Bill No: **SB 448 (Sher) Sponsor: City of Palo Alto**
Subject: **Public Records**
Intro: Would provide that the Public Records Act shall not be construed to require the disclosure of
2/19/97 specified information concerning municipal utility customers except for specified purposes.
Amended: 4/10/97
Status: Referred to Assembly Governmental Organization Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 451 (Watson) Sponsor: California State Bar**
Subject: **Land Use: General Plans: Environmental Equity**
Intro: Would require the land use element designate the distribution, location, and extent of land
2/19/97 use, as well as to include policies for the equitable distribution of facilities for the transfer,
Amended: storage, and disposal of solid, hazardous, and liquid wastes that avoid disproportionate
3/31/97 impacts against low-income communities as well as racial and ethnic minorities
Status: Passed the Senate Appropriations Committee (8-2) on 4/21/97; referred to the Senate Floor
for vote.

LPEC Position: None at this time.

CIWMB Position: None at this time.

Bill No: **SB 458 (Peace) Sponsor: Author**
Subject: **Disclosure of Personal Information**
Intro: Would prohibit a State agency, including the California State University, from sending any
2/19/97 correspondence to an individual that contains personal information about the individual
unless the personal information is contained within sealed correspondence.
Status: Passed the Senate Appropriations Committee on 5/5/97; referred to the Senate Floor for
vote.

LPEC Position: None at this time

CIWMB Position: None at this time.

Bill No: **SB 479 (Alpert) Sponsor: Professional Engineers.**
Subject: **Public Contracts**
Intro: Would require the State Controller , with respect to contracts for engineering, architectural,
2/20/97 landscape architectural, surveying, environmental, or engineering geology services, to
prepare and verify an analysis of the cost of performing the work using State civil service
employees and the cost of the contract to be awarded by the State or any State agency.
Status: Sent to the Senate Appropriations Committee Suspense File on 5/5/97.

LPEC Position: None at this time.

CIWMB Position: None at this time.

Bill No: **SB 492 (Rosenthal) Sponsor: Author**
Subject: **State Agencies and Boards: Internet**
Intro: Would require each State agency and regulatory board to provide public information on the
2/20/97 Internet related to suspensions and revocations of licenses issued by a State agency or
Amended: regulatory board.
4/24/97
Status: Sent to the Senate Appropriations Committee Suspense File on 5/5/97.

LPEC Position: None at this time.

CIWMB Position: None at this time.

Bill No: **SB 504 (Johnston) Sponsor: Author**
Subject: **Administrative Law: Written Communication**
Intro: Would require that any person submitting a written communication to a State agency in a
2/20/97 quasi-judicial proceeding that is directly paid for by anyone other than the person submitting
Amended: the written communication, clearly indicate any person who is paid for at least \$5,000 of the
5/1/97 cost of producing the written communication.
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.

LPEC Position: None at this time.

CIWMB Position: None at this time.

Bill No: **SB 598 (Sher) Sponsor: Author**
Subject: **Environmental Audits**
Intro: Would define the term "environmental audit" and would make related legislative findings and
2/24/97 declarations.
Amended:
4/9/97
Status: Passed the Senate Floor (37-0) on 5/1/97; referred to the Assembly Rules Committee for
policy committee assignment.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 647 (Brulte) Sponsor: California Manufacturers Association**
Subject: **Environmental Requirements**
Intro: Would prohibit the assessment of any civil or administrative sanctions against any person
2/25/96 who fully discloses a minor violation of an environmental requirement to the regulatory agency
having jurisdiction over the matter.
Status: Set to be heard before the Senate Environmental Quality Committee on 4/21/97; hearing put
over.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 660 (Sher) Sponsor: Author**
Subject: **Hazardous Waste Management: Fees**
Intro: Would enact the Environmental Cleanup and Reform Act of 1997 and make legislative
2/25/96 findings and declarations concerning the State's hazardous waste management program
and existing fee and funding mechanisms. Among other things, the bill would delete the
Amended: registration fee for hazardous waste transporters and for hazardous waste facilities
4/24/97 applications and would revise the fee imposed for variance applications and permit
modifications.
Status: Passed the Senate Floor (28-8) on 5/1/97; referred to the Assembly Rules Committee for
policy committee assignment.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 675 (Costa) Sponsor: Browning and Ferris Industries**
Subject: **Air Pollution: Odors**
Intro: Would provide that local enforcement agencies (LEAs) would be the sole enforcement
2/25/97 bodies to regulate compost facilities odors. Would require LEAs to inspect any composter
after receiving a complaint from an air pollution control district. Would require the CIWMB to
Amended: convene a working group by April 1, 1998; and in consultation with the working group, the
5/1/97 CIWMB would be required to initiate training activities, regional workshops, and local
advisory guidance to ensure that LEAs properly implement this law.. Urgency Measure.
Status: Passed the Senate Environmental Quality Committee (8-1) on 5/5/97; referred to the Senate
Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 681 (O'Connell) Sponsor: Author**
Subject: **Beverage Containers: Processing Fees: Handling Fees**
Intro: Would, as of January 1, 2004, repeal the requirements for the DOC to establish a
2/25/96 commingled rate, and would extend the existing procedures for calculating processing fees
until January 1, 2004.
Status: Referred to the Senate Natural Resources and Wildlife Committee
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 698 (Rainey) Sponsor: First Brands**
Subject: **Plastic Trash Bags**
Intro: Would require every manufacturer that manufactures plastic trash bags of 0.75 mil or greater
2/25/96 thickness to ensure that at least 30% of the materials used in those plastic bags is recycled
Amended: plastic postconsumer material. Would require the CIWMB, for every pound of postconsumer
5/5/97 materials purchased from a source of postconsumer material for use in the manufacture of
plastic trash bags, to credit the manufacturer so certifying with having used 1.2 pounds of
postconsumer material toward compliance with the certification requirements.
Status: Passed the Senate Environmental Safety Committee (6-1) on 4/21/97; referred to the Senate
Appropriations Committee.
LPEC Position: 4/21/97 - Oppose (2-1)
CIWMB Position: 4/24/97 - No Position (PRC § 40410)

Bill No: **SB 715 (Sher) Sponsor: Author**
Subject: **Environmental Quality**
Intro: Among other things, would require that criteria included in guidelines prepared by the Office
2/25/96 of Planning and Research for implementation of the California Environmental Quality Act
Amended: (CEQA) be submitted to State agencies for review and comment.
4/16/97
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 716 (Alpert) Sponsor: Author**
Subject: **Pacific Beach Mobile Recycling Program**
Intro: Would extend indefinitely the duration of the Pacific Beach Pilot Recycling Program, and
2/25/97 would delete the requirements that a report on the program be submitted to the Legislature.
Status: Passed by the Senate Appropriations Committee (28.8 Calendar) on 5/5/97; referred to the
Senate Floor for vote.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 774 (Johannessen) Sponsor: Author**
Subject: **Restoration of Land: Disasters: CEQA Exemption**
Intro: Would provide that land and any appurtenant structures, as defined, in need of repairs due
2/26/97 to any natural or manmade disaster or an emergency are exempt from CEQA.
Status: Referred to the Senate Environmental Quality Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 878 (Karnette) Sponsor: City of Lakewood**
Subject: **Solid Waste; Diversion Requirements: Waste to Energy**
Intro: Would authorize a city, county, or regional agency to submit to the CIWMB a revised source
2/26/97 reduction and recycling element which includes diversion waste credit through waste to energy to be applied toward specified diversion requirements.
Status: Set to be heard before the Senate Environmental 4/21/97; taken off Calendar.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 906 (Lee) Sponsor: Black Lawyers of the State Bar**
Subject: **Hazardous Waste Management Plans**
Intro: Among other things, would require the county plan to include an analysis of the expected
2/27/97 rates of hazardous waste production until 1999, and would additionally require the county
Amended: plan to include specified information regarding the demographics of the community within a
4/3/97 10-mile radius of each hazardous waste stream and facility, and the consideration of
specified environmental equity goals.
Status: Set to be heard before the Senate Environmental Quality Committee on 4/21/97; taken off
Calendar.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 988 (Sher) Sponsor: Author**
Subject: **Solid Waste Management**
Intro: Would repeal the Used Oil Recycling Act and the Used Oil Collection Demonstration Grant
2/27/97 Program Act of 1990 administered by the CIWMB and would enact certain provisions of the
Used Oil Recycling Act as part of the California Oil Recycling Enhancement Act.
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1000 (Rosenthal) Sponsor: Author**
Subject: **Future California Act of 1998**
Intro: Would, among other things, establish the Future California Act of 1998, a venue to examine
2/27/97 the State's future in its many dimensions, including demography, industry, environment,
Amended: policy, international relations and development.
4/23/97
Status: Passed the Senate Governmental Organization Committee (6-1) on 4/15/97; re-referred to
the Senate Rules Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1018 (Leslie) Sponsor: California Cattlemen's Association**
Subject: **Private Property: Illegal Dumping**
Intro: Would provide that in any case involving illegal dumping or littering of waste material on
2/27/97 private property located adjacent to a public road, without the consent of the private property
owner, the private property owner shall neither be liable or have the duty to provide for such
cleanup.
Status: Referred to the Senate Judiciary Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1034 (Maddy) Sponsor: Bioclean Industries**
Subject: **Medical Waste: Trauma Scene Waste Management**
Intro: Would enact the Trauma Scene Waste Management Act, as part of the Medical Waste
2/27/97 Management Act, to specially provide for the management of trauma scene waste. Would
Amended: make the Department of Health Services the sole enforcement agency. Among other things,
4/28/97 would require trauma scene waste to be transported by a trauma scene waste management
practitioner or a medical waste hauler.
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1047 (Sher) Sponsor: Author**
Subject: **Environmental Protection: Regulatory Implementation**
Intro: Would enact the California Environmental Protection Agency Regulatory Implementation Act
2/27/97 of 1997 without substantive provisions. Urgency Measure.
Status: Referred to the Senate Rules Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1066 (Sher) Sponsors: City of San Jose, League of California Cities and**
Subject: **Californians Against Waste**
Solid Waste: Market Development
Intro: Would specifically include source reduction in specified legislative findings and declarations
2/27/97 relating to the achievement of market development goals set forth by the California
Integrated Waste Management Act of 1989 (IWMA).
Status: Passed the Senate Environmental Quality Committee (9-0) on 5/5/97; referred to the Senate
Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1081 (Calderon) Sponsor: Author**
Subject: **Hazardous Materials: Mediation-Arbitration**
Intro: Would establish the Environmental Responsibility Acceptance Act, providing for the
2/28/97 mediation of potential liability claims for damage to real property by hazardous materials.
Status: Referred to the Senate Judiciary Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1093 (Rainey) Sponsor: Governance Consensus Project**
Subject: **State Budget: Performance Measures**
Intro: Would declare that the State budget shall focus on the results of government services at the
2/28/97 State and local levels, that State and local government officials are required to respect
existing program evaluation requirements and program performance measures, and the
outcome measures are to be realistic and commensurate with the revenue levels for each
program. Urgency Measure.
Status: Referred to the Senate Budget and Fiscal Review Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1113 (Solis) Sponsor: Author**
Subject: **Environmental Quality: Minority and Low-Income Populations**
Intro: Among other things, would require, by January 1, 1999, the Office of Planning and Research
2/28/97 to recommend proposed changes in, and the Secretary of the Resources Agency to certify
Amended: and adopt revisions to, the CEQA guidelines to provide for the identification and mitigation by
4/16/97 public agencies of disproportionately high and adverse environmental effects of projects on
minority populations and low-income populations.
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1114 (Solis) Sponsor: Unknown**
Subject: **Land Use: Development Permits**
Intro: Would require the Office of Permit Assistance (OPA), in the Trade and Commerce Agency
2/28/97 (TCA), to provide information to State and local agencies, as well as to applicants for
Amended: development projects, to assist them in meeting the requirements of the California
4/2/97 Environmental Quality Act (CEQA).
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1117 (Hayden) Sponsor: Author**
Subject: **Judicial Review: Public Utilities**
Intro: Would express the intent of the Legislature that judicial review of decisions by State
2/28/97 agencies, including the Public Utilities Commission, relating to CEQA, conform to the
provisions of that act.
Status: Referred to the Senate Rules Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1132 (Polanco) Sponsor: Department of General Services**
Subject: **Public Acquisitions**
Intro: Would repeal the law that provides for a comprehensive scheme for State procurement of
2/28/97 materials, supplies, equipment, and services and establish in its place the California
Amended: Acquisition Reform Act of 1997. Urgency Measure.
4/8/97
Status: Held in the Senate Governmental Organization Committee on 4/15/97; reconsideration
granted for 4/22/97; held in Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1157 (Maddy) Sponsor: Department of Conservation**
Subject: **Beverage Containers: Nonprofit Dropoff Programs: Market-Based Recycling**
Intro: Would, as of January 1, 1999, repeal the California Beverage Container Recycling and Litter
2/28/97 Reduction Act and enact the California Market-Based Beverage Container Recycling and
Amended: Litter Reduction Act. Would delete the definition of "nonprofit dropoff program" from the
4/17/97 California Beverage Container Recycling and Litter Reduction Act.
Status: Set to be heard before the Senate Natural Resources and Wildlife on 4/22/97; hearing put
over.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Federal Legislation

HR 277 (Schumer, D-NY)

Environmental Crimes and Enforcement Act of 1997

Would increase penalties and strengthen enforcement of environmental crimes.

Status: Introduced January 7, 1997; joint referral to House Committees on Judiciary, Commerce, Agriculture, Transportation and Infrastructure, and Resources.

HR 316 (Solomon, R-NY)

Hazardous Waste Recycling Tax Credit Act of 1997

Would amend the Internal Revenue Code of 1986 to provide a refundable income tax credit for the recycling of hazardous waste.

Status: Introduced January 7, 1997; referred to House Committee on Ways and Means.

HR 360 (Towns, D-NY)

Waste Export and Import Prohibition Act

Would amend the Solid Waste Disposal Act to prohibit the international export and import of certain solid waste.

Status: Introduced on January 7, 1997; referred to the House Committee on Commerce.

HR 688 (Schaefer, Dan, R-CO)

Leaking Underground Storage Tank Trust Fund Amendments Act of 1997

Would amend the Solid Waste Disposal Act to require at least 85 percent of funds appropriated to the Environmental Protection Agency from the leaking underground storage tank trust fund to be distributed to States for cooperative agreements for undertaking corrective action and for enforcement of subtitle I of such act.

Status: Introduced on February 11, 1997; joint referral to House Committee on Commerce and House Committee on Ways and Means; cleared for full committee by Finance and Hazardous Materials Subcommittee (by voice vote) on 3/20/97; passed the Floor of the House by voice vote on 4/23/97; referred to Senate Committee on Environment and Public Works.

HR 712 (Delauro, D-CT)

National Infrastructure Development Act of 1997

Would facilitate efficient investments and financing of infrastructure projects, including solid waste facilities, and new job creation through the establishment of a National Infrastructure Development Corporation.

Status: Introduced on February 12, 1997; joint referral to House Committee on Transportation and Infrastructure; House Committee on Banking and Financial Services, and House Committee on Ways and Means.

HR 843 (Ford, D-TN)

Location of Hazardous Waste Near Certain Properties, Prohibition

Would prohibit the location of solid and hazardous waste facilities near residential, day care, church, and school properties.

Status: Introduced on February 26, 1997; referred to House Committee on Commerce.

HR 873 (Greenwood, R-PA)
Land Recycling Act of 1997

Would amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to limit Federal authority for response action for release subject to State voluntary response program, to provide protection for prospective purchasers of land, and for innocent landowners.

Status: Introduced on February 27, 1997; joint referral to the House Committee on Commerce and the House Committee on Transportation and Infrastructure.

HR 942 (Franks, Bob, R-NJ)
Interstate Transportation of Municipal Solid Waste Act of 1997; Municipal Solid Waste Flow Control Act of 1997

Would amend the Solid Waste Disposal Act to provide authority for States to limit the interstate transportation of municipal solid waste.

Status: Introduced on March 5, 1997; referred to the House Committee on Commerce.

HR 943 (Franks, Bob, R-NJ)
Municipal Solid Waste Flow Control Act of 1997

Would amend the Solid Waste Disposal Act to provide authority for States to control the movement of municipal solid waste to waste management facilities within the boundaries of the State or within the boundaries of political subdivisions of the State.

Status: Introduced on March 5, 1997; referred to the House Committee on Commerce.

HR 996 (Weller, R-IL)
Internal Revenue Code of 1986, Amendment

Would amend the Internal Revenue Code of 1986 to permit the issuance of tax-exempt bonds to finance environmental remediation of contaminated sites.

Status: Introduced on March 6, 1997; referred to the House Committee on Ways and Means.

HR 997 (Weller, R-IL)
Internal Revenue Code of 1986, Amendment

Would amend the Internal Revenue Code of 1986 to allow expensing and rapid amortization of certain environmental remediation expenditures.

Status: Introduced on March 6, 1997; referred to the House Committee on Ways and Means.

HR 1041 (Kennedy, Patrick, D-RI)
Solid Waste Disposal Act, Amendment (Tires)

Would amend the Solid Waste Disposal Act to provide grants to States to stabilize and remove large tire piles that are near drink water sources and sensitive populations.

Status: Introduced on March 12, 1997; referred to the House Committee on Commerce.

HR 1120 (Dingell, D-MI)
Comprehensive Environmental Response, Compensation, and Liability Act of 1980, Amendment

Would assist local governments in assessing and remediating brownfield sites, to amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to encourage State voluntary response programs for remediating such sites, and for other purposes.

Status: Introduced on March 19, 1997; joint referral to House Committee on Commerce and House Committee on Transportation and Infrastructure.

HR 1158 (Frelinghuysen, R-NJ)

Comprehensive Environmental Response, Compensation, and Liability Act of 1980, Amendment
Would amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to restrict the liability under that act of local educational agencies for the amount and toxicity of solid waste generated those agencies.

Status: Introduced on March 20, 1997; joint referral to House Committee on Commerce and House Committee on Transportation and Infrastructure.

HR 1199 (Souder, R-IN)

Protection from Irresponsibly Sited Hazardous Waste Facilities, Provision

Would protect residents and localities from irresponsibly sited hazardous waste facilities.

Status: Introduced on March 20, 1997; Referred to House Committee on Commerce.

HR 1206 (Visclosky, D-IN)

Program of Voluntary Environmental Cleanups by States, Requirement

Would require the Administrator of the Environmental Protection Agency to establish a program under which States may be certified to carry out voluntary environmental cleanup programs for low and medium priority sites to protect human health and the environment and promote economic development.

Status: Introduced on March 20, 1997; joint referral to House Committee on Commerce and House Committee on Transportation and Infrastructure.

HR 1346 (Gilchrest, R-MD)

State and Local Government Interstate Waste Control Act of 1997

Would amend the Solid Waste Disposal Act to provide congressional authorization for restrictions on receipt of out-of-State municipal solid waste, and for other purposes.

Status: Introduced on April 16, 1997; referred to the House Committee on Commerce.

HR 1358 (Buyer, R-IN)

Interstate Transportation of Municipal Solid Waste Act of 1997

Would amend the Solid Waste Disposal Act to permit a Governor to limit the disposal of out-of-State solid waste in the Governor's State, and for other purposes.

Status: Introduced on April 17, 1997; referred to the House Committee on Commerce.

HR 1359 (Defazio, D-OR)

Public Utility Regulatory Policies Act of 1978, Amendment

Would amend the Public Utilities Regulatory Policies Act of 1978 to establish a means to support programs for electric energy conservation and energy efficiency, renewable energy, and universal and affordable service for electric consumers. Would define "renewable energy" as electricity generated from nontoxic organic waste, biomass, dedicated energy crops, landfill gas, geothermal, solar, tidal and wind resources, except that such term does not include electricity generated from the incineration of municipal solid waste.

Status: Introduced on April 17, 1997; referred to the House Committee on Commerce.

HR 1392 (Regula, R-OH)

Brownfields Reuse and Real Estate Development Act

Would require the administrator of the Environmental Protection Agency to establish a program under which States may be certified to carry out voluntary environmental cleanup programs and to amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 regarding the liability of landowners and prospective purchasers.

Status: Introduced on April 17, 1997; joint referral to the House Committee on Commerce and the House Committee on Transportation and Infrastructure.

HR 1393 (Rivers, D-MI)

Toxic Substances Control Act, Amendment

Would amend the Toxic Substances Control Act to establish certain requirements regarding the approval of facilities for the disposal of polychlorinated biphenyls, and for other purposes.

Status: Introduced on April 17, 1997; referred to the House Committee on Commerce.

HR 1395 (Rothman, D-NJ)

Brownfields and Environmental Cleanup Act of 1997

Would assist the States and local governments in assessing and remediating brownfield sites and encouraging environmental cleanup programs, and for other purposes.

Status: Introduced on April 17, 1997; joint referral to the House Committee on Commerce and the House Committee on Transportation and Infrastructure.

HR 1462 (Visclosky, D-IN)

Pilot Program for Revolving Loans for Cleanup of Brownfield Sites, Establishment

Would authorize the Administrator of the Environmental Protection Agency to establish a pilot project providing loans to States to establish revolving loans for the environmental cleanup of brownfield sites in distressed areas that have the potential to attract private investment and create local employment.

Status: Introduced on April 24, 1997; referred to the House Committee on Commerce.

H. Resolution 119 (Farr, D-CA)

Resolution Requiring Implementation of the Office Waste Recycling Program in the House of Representatives

Would provide for the mandatory implementation of the Office Waste Recycling Program in the House of Representatives.

Status: Introduced on April 16, 1997; referred to the House Committee on House Oversight.

S 8 (Smith, Robert C., R-NH)

Superfund Cleanup Acceleration Act of 1997

Would reauthorize and amend the Comprehensive Environmental Response Liability, and Compensation Act of 1980. The bill would streamline cleanups, delegate authority to states and exempt all generators and transporters at co-disposal landfills, or those that mainly receive municipal solid waste and sewage sludge, for conduct prior to January 1, 1997.

Status: Introduced on January 21, 1997; public hearing held by the Senate Committee on Environment and Public Works on March 4 and 5, 1997.

S 18 (Lautenberg, D-NJ)

Brownfields and Environmental Cleanup Act of 1997

Would assist the States and local governments in assessing and remediating brownfield sites and encouraging environmental cleanup programs. The bill would authorize \$10 million in grants for states and local governments to inventory and assess brownfield sites. Additionally, it would authorize \$15 million in grants for states to establish and capitalize low interest loan programs to clean up the sites and would limit the potential liability of innocent buyers of brownfields.

Status: Introduced on January 21, 1997; referred to the Senate Committee on Environment and Public Works.

S 104 (Murkowski, R-AK)

Nuclear Waste

Among other things, would establish Yucca Mountain as the site for an interim storage facility and would require EPA to issue standards to protect the public from radioactive leaks from a permanent nuclear waste repository.

Status: Introduced on January 21, 1997; public hearing held in Senate Committee on Energy and Natural Resources on February 5, 1997; reported out of the Senate Committee on Energy and Natural Resources on March 14, 1997; unanimous consent agreement for consideration of the measure on the Senate Floor on April 9, 1997; passed the Senate Floor with of vote of 65-34 on 4/15/97; referred to the House Of Representatives.

S 215 (Jeffords, R-VT)

National Beverage Container Reuse and Recycling Act of 1997

Would amend the Solid Waste Disposal Act to require a refund value for certain beverage containers to provide resources for State pollution prevention and recycling programs.

Status: Introduced on January 28, 1997; referred to the Senate Committee on Commerce, Science, and Transportation.

S 237 (Bumpers, D-AR)

Electric Consumers Protection Act of 1997

Would provide for retail competition by December 15, 2000, among electric energy suppliers for the benefit and protection of consumers. Would define "renewable energy" as electricity generated from solar, wind, waste, except municipal waste, biomass, hydroelectric or geothermal resources.

Status: Introduced on January 30, 1997; referred to the Senate Committee on Energy and Natural Resources.

S 297 (Bryan, D-NV)

Nuclear Waste Independent Review Act

Would establish a Presidential commission on nuclear waste.

Status: Introduced on February 11, 1997; referred to the Senate Committee on Energy and Natural Resources.

S 384 (Conrad, D-ND)

Solid Waste Disposal Act, Amendment

Would amend the Solid Waste Disposal Act to allow States to regulate the disposal of municipal solid waste generated outside the State.

Status: Introduced on February 28, 1997; referred to the Senate Committee on Environment and Public Works.

S 443 (Baucus, D-MT)

State and Local Government Interstate Waste Control Act of 1997

Would amend the Solid Waste Disposal Act to provide congressional authorization for restrictions on receipt of out-of-State municipal solid waste and for State control over transportation of municipal solid waste.

Status: Introduced on March 14, 1997; referred to the Senate Committee on Environment and Public Works.

S 444 (Chafee, R-RI)

Internal Revenue Code of 1986, Amendment (Tires)

Would amend the Internal Revenue Code to impose a tax on the manufacture and importation of tires. Would create the Waste Tire Recycling, Abatement, and Disposal Trust Fund to be made available for recycling, abatement and cleanup of waste tire piles.

Status: Introduced on March 14, 1997; referred to the Senate Committee on Finance.

S 445 (Chafee, R-RI)

Waste Tire Recycling, Abatement, and Disposal Act of 1997

Would amend the Solid Waste Disposal Act to encourage recycling of waste tires and to ablate tire dumps and tire stockpiles.

Status: Introduced on March 14, 1997; referred to the Senate Committee on Environment and Public Works.

S 448 (Robb, D-VA)

Solid Waste Disposal Act, Amendment

Would amend the Solid Waste Disposal Act to authorize local governments and Governors to restrict receipt of out-of-State municipal solid waste.

Status: Introduced on March 17, 1997; referred to the Senate Committee on Environment and Public Works.

S 463 (Coats, R-IN)

Solid Waste Disposal Act, Amendment

Would amend the Solid Waste Disposal Act to permit a Governor to limit the disposal of out-of-State solid waste in the Governor's State.

Status: Introduced on March 18, 1997; referred to the Senate Committee on Environment and Public Works.

S 599 (Boxer, D-CA)

Children's Environmental Protection Act

Would protect children and other vulnerable subpopulations from exposure to certain environmental pollutants, and for other purposes.

Status: Introduced on April 16, 1997; referred to the Senate Committee on Environment and Public Works.

Bill No: **SB 1175 (Sher) Sponsor: Author**
Subject: **Oil Recycling**
Intro: Would require the purchaser of lubricating oil that is exempt from the \$.16 per gallon amount
2/28/97 to give the seller of that oil an exemption certificate declaring that the oil is intended for use
Amended: in a manner that makes the oil exempt from the fee.
4/17/97
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1179 (Polanco) Sponsor: Browning and Ferris Industries**
Subject: **Solid Waste Enterprise: Diversion Penalty**
Intro: Would prohibit local governments from including a provision in permits to require solid waste
2/28/97 enterprises to pay a penalty for failure to meet solid waste diversion mandates. Would
Amended: authorize local governments to include such a provision in contracts and franchises,
4/28/97 provided the penalty is the result of the solid waste enterprise's breach of an express
obligation, the local government has petitioned the CIWMB for an alternative diversion
requirement, and the local government has fully paid any fine imposed by the CIWMB for
failure to implement a source reduction and recycling program.
Status: Passed the Senate Environmental Quality Committee (5-4) on 4/21/97; referred to the
Senate Appropriations Committee.
LPEC Position: None at this time
CIWMB Position: None at this time.

Bill No: **SB 1196 (Leslie) Sponsor: Alpine County**
Subject: **Solid Waste Management: Local Planning: Report**
Intro: Would allow a county to forgo preparing a countywide siting element if it does not have an
2/28/97 incorporated city within its boundaries, generates less than 25 tons of waste daily, and
Amended: exports all waste out of the county. Would also allow a county to forego preparing a
4/14/97 summary plan if that county does not contain an incorporated city and is not required to do a
siting element..
Status: Passed the Senate Environmental Quality Committee (9-0) on 5/5/97; referred to the Senate
Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1216 (Costa) Sponsor: California Biomass Energy Alliance**
Subject: **Personal Income and Bank And Corporation Taxes: Credits: Biomass Energy**
Intro: Would authorize a credit against personal income and bank and corporation taxes for each
2/28/97 taxable and income year beginning on or after January 1, 1997, and before January 1, 2003,
Amended: in an amount equal to 1 1/2 cents for each kilowatt hour of energy produced by a biomass
5/1/97 energy production facility in California during the taxable and income year. Would permit the
taxpayer to transfer part or all of the excess credit to any generator of the biomass material.
Status: Set to be heard before the Senate Revenue and Taxation Committee on 5/7/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1273 (Hurt)** *Sponsor: Author*
Subject: **State Agencies: Electronic Mail**
Intro: Would provide that any requirement that a State agency send material, information or other
2/28/97 specified correspondence through the United States mail shall be deemed to include the
authority for the State agency to send those materials by electronic mail upon the request of
the recipient.
Status: Set to be heard before the Senate Appropriations Committee on 5/12/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1304 (O'Connell)** *Sponsor: State Controller's Office*
Subject: **State Budget: Zero-Based Budgeting**
Intro: Would establish a task force during the 1998-1999 and 1999-2000 fiscal years to develop a
2/28/97 program of training and education to facilitate zero-based budgeting for the 2000-2001 fiscal
year.
Status: Set to be heard before the Senate Budget and Fiscal Review Committee on 5/8/97.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1305 (Sher)** *Sponsor: Author*
Subject: **Public Utilities**
Intro: Among other things, would establish a program under which entities offering electric services
2/28/97 disclose accurate, reliable, and simple to understand information on the price and generation
attributes of the electricity they propose to sell.
Amended: 5/5/97
Status: Passed the Senate Energy, Utilities and Communications Committee (9-0) on 4/22/97;
referred to the Senate Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1330 (Lockyer)** *Sponsor: Cattlemen's Association*
Subject: **Solid Waste: Diversion Requirements**
Intro: Would require the CIWMB to create a program of grants to local agencies and to individual
2/28/97 property owners to cover the costs of clean up of solid waste illegally deposited on farm or
ranch property.
Amended: 5/5/97
Status: Passed the Senate Environmental Quality Committee (8-0) on 4/21/97; referred to the
Senate Appropriations Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SB 1341 (Costa)** *Sponsor: Author.*
Subject: **Solid Waste: Local Enforcement Agencies: Appeals**
Intro: Would establish an enforcement program administer by local enforcement agencies certified
2/28/97 by the CIWMB.
Status: Referred to the Senate Environmental Quality Committee.
LPEC Position: None at this time.
CIWMB Position: None at this time.

Bill No: **SCA 13 (O'Connell) Sponsor: State Controller's Office**

Subject: **State Budget: Zero-Based Budgeting**

Intro: Would amend the California Constitution to require each State agency, department, or other
3/17/97 entity, in submitting a zero-based budget request, to submit that request as formulated by directing each of the agency's budgetary units to identify each of the unit's activities, specify the legal authority for conducting that activity, and itemize the budgetary requirements for conducting that activity.

Status: Set to be heard before the Senate Budget Fiscal Review Committee on 5/8/97.

LPEC Position: None at this time

CIWMB Position: None at this time.

Bill No: **SCR 15 (Peace) Sponsor: Author**

Subject: **Public Utilities: Electrical Restructuring: Public Utilities**

Intro: Would create the Joint Oversight Committee on Electricity and Reform to oversee the
2/5/97 implementation of AB 1890, SB 960, and SB 1322.

Amended:

2/20/97

Status: Passed the Senate Floor (35-0) on 2/27/97; referred to Assembly Rules Committee.

LPEC Position: None at this time.

CIWMB Position: None at this time.

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